



Iowa Board of Pharmacy

November 17, 2020 Minutes

Members Present

Jason Hansel, Chair
Brett Barker, Vice-Chair
Gayle Mayer
Ed McKenna
Dane Nealson
Joan Skogstrom
Kathy Stone

Members Absent

Sherill Whisenand

Staff Present

Andrew Funk, Executive Director
Mitch Barnett, Associate Director of PMP

Laura Steffensmeier, Assistant Attorney General
Amanda Woltz, Administrative Assistant
Elizabeth Orput, Pharmacist-intern
Emily Albers, Pharmacist-intern

Compliance Officers

Christie Carlson
Curt Gerhold
Mark Mather
Sue Mears
Jean Rhodes
Dan Sedlacek
Jennifer Tiffany
Jim Wolfe

Call to Order & Announcements

At 9:01 a.m., on Tuesday, November 17, 2020, Jason Hansel, Chair, called the meeting of the Iowa Board of Pharmacy to order.

Public Comment Period

Casey Ficek with IPA thanked the Board and representatives of the Board who participated in IPA's House of Delegates.

Approval of Minutes

1. August 26, 2020 Open Session Minutes

Motion by Brett Barker, second by Gayle Mayer, to approve the Open Session Minutes of the August 26, 2020, meeting as presented. Motion approved unanimously.

Requests

1. Request to Reactivate Pharmacist License – Ryan Cullinan, License 18989

Motion by Brett Barker, second by Ed McKenna, to approve the request to reactivate his pharmacist license as presented. Motion approved unanimously.

2. Request to waive 657 IAC 17.3(1)“c” requiring evidence of current NABP Drug Distributor Accreditation (formerly known as VAWD)

- a. Iowa Department of Public Health, License 8312, Des Moines

Motion by Brett Barker, second by Gayle Mayer, to approve the request as presented. Motion passed unanimously.

- b. First Medical dba Omega Pharmacy, License 8202, Urbandale

Motion by Brett Barker, second by Gayle Mayer, to allow the wholesaler to become NCDQS accredited, which can be used in lieu of NABP Drug Distributor accreditation for the 2021 renewal.

- c. Delasco LLC, License 5036, Council Bluffs

Motion by Brett Barker, second by Dane Nealson, to allow the wholesaler to become NCDQS accredited, which can be used in lieu of NABP Drug Distributor accreditation for the 2021 renewal.

- d. Danox Environmental Services, License 7944, Cumming, GA

Motion by Brett Barker, second by Dane Nealson, to approve the request for three years. The waiver allows the licensee to renew its wholesale distributor license without accreditation for three years, so long as the company's business model and services are limited to those identified in the petition. Motion passed unanimously.

- e. Clean Harbors Aragonite, License 7452, Norwell, MA

Motion by Brett Barker, second by Gayle Mayer, to table the request to the December 16, 2020 meeting to allow the licensee to provide additional information.

- f. Amatheon Animal Health, Wholesale Distributor Applicant, Miami, FL

Motion by Gayle Mayer, second by Brett Barker, to table the request to the December 16, 2020 meeting to allow the licensee to provide additional information.

- g. National Distribution and Contracting, License 6883, La Vergne, TN

Motion by Brett Barker, second by Dane Nealson, to allow the wholesaler to become NCDQS accredited, which can be used in lieu of NABP Drug Distributor accreditation for the 2021 renewal.

- h. Blessings International, License 7850, Broken Arrow, OK

Motion by Brett Barker, second by Gayle Mayer, to approve the request as presented. Motion passed unanimously.

3. Request to waive 657 IAC 43.3(1) requiring evidence of current NABP Drug Distributor Accreditation (formally known as VAWD)

- a. VGM Group, License 80103, Waterloo

Motion by Brett Barker, second by Dane Nealson, to approve the request as presented. Motion passed unanimously.

4. Pursuant to 657 IAC 8.35(6), petition to disassociate from previous license disciplinary history following ownership change – AptiveRx, License 5214, Fort Lauderdale, FL

Motion by Brett Barker, second by Joan Skogstrom, to deny the request. Motion passed unanimously.

5. Pursuant to 657 IAC 39.13(1), petition for approval of pharmacist Kimberly Helmbrecht’s training to substantially meet the “drug therapy management criteria” and allow participation in facility CPA as an “authorized pharmacist” – Iowa Veterans Home, License 518, Marshalltown

Motion by Brett Barker, second by Gayle Mayer, to approve the request as presented. Motion passed unanimously.

Petitions for Exemption from Mandate for Electronic Transmission of Prescriptions

Initial

Block A

1. Dr. Thomas Cooney, DDS

Motion by Brett Barker, second by Dane Nealson, to deny the request. Motion passed unanimously.

Block B

1. Dr. David Brennan, DO

Motion by Dane Nealson, second by Brett Barker, to deny the request. Motion passed unanimously.

Block C

1. Ellen Wengert, NPC

Motion by Kathy Stone, second by Dane Nealson, to approve the petition for low volume, non-controlled substances only. Motion passed unanimously.

2. Madelyn Pilcher, ARNP

Motion by Brett Barker, second by Dane Nealson, to approve the petition for low volume, non-controlled substances only. Motion passed unanimously.

3. Dr. Stefanie Donnell-Randall, DDS

Motion by Brett Barker, second by Dane Nealson, to approve the petition for low volume, non-controlled substances only. Motion passed unanimously.

4. Dr. Paul Black, DDS

Motion by Joan Skogstrom, second by Gayle Mayer, to table the request to the December 16, 2020 meeting to allow the doctor to provide additional information. Motion passed unanimously.

5. AAA Ct Family Dentistry

Motion by Joan Skogstrom, second by Gayle Mayer, to table the request to the December 16, 2020 meeting to allow the clinic to provide additional information. Motion passed unanimously.

Block D

1. Dr. Dawn Stultz, DDS MS

Motion by Joan Skogstrom, second by Dane Nealson, to approve the petition for prescription toothpaste only. Motion passed unanimously.

Renewal

Block A

1. Dr. David Collier, DDS
2. Dr. Leopoldo Delucca, MD
3. Dr. Gordon Johnson, DO
4. Dr. Renee Lass, DO
5. Dr. Farida Rajput, MD
6. Dr. Linda Bieri, DDS
7. Dr. Randy Poole, DDS

Motion by Brett Barker, second by Joan Skogstrom, to approve the petitions as presented. Motion passed unanimously.

8. Dr. Phillip West, DDS

Motion by Joan Skogstrom, second by Kathy Stone, to deny the petition. Motion passed unanimously.

Block B

1. Dr. E Richard Nightingale, MD

Motion by Brett Barker, second by Gayle Mayer, to approve the petition with the exception of opioid prescriptions. Motion passed unanimously.

2. Grand View University Student Health Clinic

Motion by Joan Skogstrom, second by Gayle Mayer, to approve the petition to August 31, 2021. Motion passed unanimously.

Block C

1. CORDENTAL Group Management LLC

Motion by Gayle Mayer, second by Brett Barker, to approve the petition to December 31, 2021. Motion passed unanimously.

2. Springfield Clinic

Motion by Joan Skogstrom, second by Gayle Mayer, to approve the petition to April 30, 2021. Motion passed unanimously.

Block D

1. Dr. Robin Briggs, DDS

Motion by Brett Barker, second by Gayle Mayer, to approve the petition for low volume, non-controlled substances only. Motion passed unanimously.

2. University of Iowa Community Homecare

Motion by Gayle Mayer, second by Brett Barker, to table the request to the December 16, 2020 meeting and request University of Iowa Community Homecare be present to address questions the Board has. Motion passed unanimously.

Block E

1. Dr. Allen Kaufman, MD

Motion by Kathy Stone, second by Gayle Mayer, to approve the petition for low volume, non-controlled substances only. Motion passed unanimously.

2. Dr. Robert Marlin, DDS

Motion by Brett Barker, second by Gayle Mayer, to approve the petition for low volume, non-controlled substances only. Motion passed unanimously.

Block F

1. Dr. Jerry Rozeboom, MD

Motion by Brett Barker, second by Gayle Mayer, to approve the petition for low volume, non-controlled substances only. Motion passed unanimously.

Block G

1. Dr. William Colantoni, MD, PC

Motion by Joan Skogstrom, second by Dane Nealson, to deny the petition. Motion approved unanimously.

Block H

1. Dr. James Grabouski, DDS

Motion by Joan Skogstrom, second by Dane Nealson, to deny the petition. Brett Barker and Jason Hansel opposed. Motion passed.

2. Dr. Matthew Maggio, DDS

Motion by Brett Barker, second by Dane Nealson, to deny the petition. Motion passed unanimously.

Licensure/Registration Applications

1. Gregory Judas, PSP Applicant, Johnston

The Board was in consensus to offer the registration by consent agreement.

2. Douglas Stewart, CPhT Applicant, Burlington

Motion by Brett Barker, second by Dane Nealson, to approve the Registration by Consent Agreement. Motion passed unanimously.

3. Christopher Sonnenschein, Pharmacist Applicant, Sioux Falls, SD

Motion by Brett Barker, second by Dane Nealson, to approve the License by Consent Agreement. Motion passed unanimously.

Reports & Informational Items

1. Executive Director's Report

Rotation Student:

- Drake P4 student Elizabeth Orput started her rotation with the Board Monday, November 9, 2020.

Staffing:

- Drake P2 student Emily Albers was selected to serve as BOP Administrative Intern.
- Licensing Specialist Byron Stover will be graduating from Drake's Certified Public Manager program on December 9. His final project and presentation is titled: "Paid Paternal Leave for Iowa's State Employees: An Analysis of Best Practices and Value"

Nominations and Appointments:

- Jason Hansel will be finishing his second term on the Board in the spring of 2021.
- Ed McKenna will be wrapping up his third and final term with the Board in the spring of 2021.

If there are any pharmacists interested in serving on the Board and would like more information on what the position entails, please reach out to Director Funk.

Licensing:

- Pharmacy, Wholesale Distributors, Limited Distributors, Outsourcing Facilities renewal opened on November 1, 2020. The following are statistics from November 1, 2020 to November 16, 2020:
 - Pharmacy - 441 out of 1727 have renewed (25%).
 - 5 submitted paper applications
 - 436 renewed online.
 - *Approximately 146 were resident pharmacies, leaving 295 as NRP that have renewed.
 - Wholesale Distributor - 74 out of 355 have renewed (21%). All renewals were completed online.
 - Limited Distributor - 309 out of 1260 have renewed (25%). All renewals were completed online.
 - Outsourcing Facility - 16 out of 39 have renewed (41%). All renewals were completed online.

Naloxone Distribution Program:

The program is operating in correlation with the Iowa Department of Public Health and federal funds to help extend and expand access to Naloxone throughout the state of Iowa. The Board maintains the program and are seeing increased rates of distribution of Naloxone.

Opioid Naloxone Education (ONE Rx) Program:

This is a program is for pharmacists to help educate patients on opioid misuse, abuse and obtaining treatment help. The program is in operation in North Dakota in collaboration with the North Dakota Board of Pharmacy and North Dakota college of pharmacy. NABP approached the Iowa Board of Pharmacy about the possibility of rolling the program out in Iowa. The program reimburses pharmacies \$20 for screening individuals who may be at risk for opioid abuse.

COVID-19 Vaccine Distribution Plan:

Pharmacy will play a vital role in administering and distributing COVID-19 vaccines.

2. Meetings and Travel

- | | |
|--|---------------------|
| • IPA is resuming its Connecting over COVID Webinars | November 18, 2020 |
| • ASHP Midyear Clinical Meeting | December 6-10, 2020 |
| • Next Board Meeting | December 16, 2020 |
| • Start of Legislative Session | January 11, 2021 |
| • January Board Meeting | January 12-13, 2021 |

3. PMP Update

The next PMP Advisory Council meeting is scheduled to be held via Zoom on Friday, December 4, 2020

Mitch provided an update on integrations with the Iowa PMP, which now number over 400. Notable recent additions included Broadlawns Medical Center and the Iowa Clinic. Twenty-seven entities have received integration funding.

Prescriber activity reports (PARs) were emailed to 10,627 providers in early November.

4. Medication Disposal Report

Jennifer Tiffany provided a program update. The total pounds of medication destroyed in the past four months have increased.

The Board has funded the purchase of over 200 DEA compliant receptacles. The program had requested funding for 25 new sites in either pharmacy or law enforcement offices. Those 25 receptacles would focus on underserved areas in the state. Within the Board of Pharmacy, seventeen counties throughout the state with above average or high opioid related deaths were identified. Since June the program has placed 10 units in those areas, with the hope to place 5 more units before the end of December 2020.

5. IMP3 Report

Becky Carlson provided a program update.

6. 2021 Board Calendar

Information item.

7. Guidance for PREP Act Coverage for Qualified Pharmacy Technicians and State-Authorized Pharmacy Interns for Childhood Vaccines, COVID-19 Vaccines, and COVID-19 Testing

On October 20, 2020, the United States Health and Human Services (HHS) issued [Guidance](#) adding “qualified pharmacy technicians” and “state-authorized pharmacy interns” to the list of individuals authorized to administer childhood immunizations, COVID-19 immunizations, and COVID-19 tests under the PREP Act. The Board provides this [guidance](#) to pharmacists, pharmacies, certified technicians, and pharmacist-interns for participating in such activities in this State.

8. Medication Importation Requires More Study to Ensure Patient Safety

Information item.

New Business

1. Discussion and Vote on Potentially Disqualifying Convictions (HF2627)

Motion by Brett Barker, second by Gayle Mayer, to approve the list of Potentially Disqualifying Convictions. Motion passed unanimously.

2. FDA Announces Significant Milestone in Compounding Program to Protect Public Health Through Collaboration with States

On October 26, 2020, the FDA announced the availability for signature of the standard Memorandum of Understanding (MOU) Addressing Certain Distributions of Compounded Human Drug Products between state boards of pharmacy or other state agencies and the FDA. The purpose of this memorandum is to protect public health through collaboration with individual states. This goal would be accomplished through improved communication, maximization of both federal and state resources, and expanded information sharing between the FDA and various state agencies regarding compounded human drug products distributed interstate.

The Board will be soliciting comments from the public regarding the MOU before making a decision to sign.

3. DEA Proposed Regulations re: EMS Programs Implementing Public Law 115-83

Motion by Brett Barker, second by Gayle Mayer, to delegate Board staff to submit comments on behalf of the Board.

Rules and Legislation

1. Discussion and Vote to designate Board representatives as lobbyists for legislative session

Motion by Gayle Mayer, second by Dane Neilson, to delegate authority to the Executive Director and Vice-Chair Barker to speak on behalf of the Board for the legislative session. Motion passed unanimously.

2. Draft Legislation for 2021 Legislative Session:

a. Controlled Substances Act

Motion by Brett Barker, second by Gayle Mayer, to approve for the 2021 legislative session. Motion passed unanimously.

b. Pharmacy Practice Act

Motion by Brett Barker, second by Dane Nealson, to approve for the 2021 legislative session. Motion passed unanimously.

3. Proposed for Adoption and Filing to amend Chapter 1, "Purpose and Organization," Chapter 2, "Pharmacist Licenses," Chapter 8, "Universal Practice Standards," Chapter 13, "Telepharmacy Practice," Chapter 16, "Nuclear Pharmacy Practice," Chapter 26, "Petitions for Rule Making," Chapter 34, "Rules for Waivers and Variances," and Chapter 39, "Expanded Practice Standards" (ARC 5113C)

The amendments bring 657 Iowa Administrative Code in alignment with Code changes made during the 2019 and 2020 legislative sessions. The subjects of the Code changes include:

- Oversight of the board's executive director (2019 House File 766),
- Service animals or service-animals-in-training (2019 Senate File 341),
- Extension of future repeal date for physician-signed immunization protocols (2020 House File 2627),
- Waivers and variances (2020 House File 2389), and
- Submission of the disposition of a petition for rulemaking to the administrative rules review committee (2020 House File 2389).

Motion by Brett Barker, second by Gayle Mayer, to adopt. Motion passed unanimously.

4. Proposed for Adoption and Filing to amend Chapter 10, "Controlled Substances" (ARC 5114C)

The rule making clarifies the expectation that a registrant's perpetual inventory must at all times accurately reflect the actual on-hand inventory of the substances and simplifies the rule relating to the purchase of Schedule I or II controlled substances. Federal regulations were recently amended to allow a single-page order form for the purchase of Schedules I and II substances, but the regulations continue to allow the use of the prior triplicate order form for a period of time in addition to the electronic ordering process.

Motion by Gayle Mayer, second by Brett Barker, to adopt. Motion passed unanimously.

5. Proposed for Adoption and Filing to amend Chapter 8, "Universal Practice Standards" and Chapter 21, "Electronic Data and Automated Systems in Pharmacy Practice" (ARC 5115C)

The rule making clarifies that patient information which is needed for a pharmacist to conduct drug utilization review shall be obtained and that the collection of such information can be delegated to a pharmacy technician. The rule making also provides that an electronically transmitted prescription must include the telephone number where the prescriber can be contacted and updates a reference.

Motion by Gayle Mayer, second by Brett Barker, to adopt. Motion passed unanimously.

6. Proposed for Adoption and Filing to amend Chapter 10, "Controlled Substances" and Chapter 12, "Precursor Substances" (ARC 5155C)

The amendments:

- Temporarily place into the Iowa Controlled Substances Act five substances (one fentanyl precursor into Schedule II, an FDA-approved treatment for insomnia into Schedule IV, an FDA-approved treatment for seizures into Schedule V, and two chemicals used in the manufacture of illicit fentanyl as precursor substances),
- Remove the names of prior substances temporarily scheduled by rule in response to the permanent scheduling of those substances by 2020 Iowa Acts, Senate File 2119,
- Amend subrule 10.38(3) to incorporate updated language from 2020 Iowa Acts, Senate File 2119, and
- Rescind paragraph 10.30(2)“g” in response to 2020 Iowa Acts, Senate File 2357, section 1, which removes the requirement that the name of a supervising physician be included on a prescription issued by a physician assistant.

Motion by Gayle Mayer, second by Dane Neilson, to adopt. Motion passed unanimously.

7. Proposed for Adoption and Filing to amend Chapter 17, "Wholesale Distributor Licenses" and Chapter 43, "Third-Party Logistics Provider Licenses" (ARC 5171C)

The amendments update accreditation options for entities involved in the drug supply chain, wholesale distributors and third-party logistics providers (3PLs), and update the name of one of the approved accreditation program.

At the initiation of accreditation as a minimum standard for wholesale distributors and 3PLs, there was one accreditation program available offered by the National Association of Boards of Pharmacy (NABP). The NABP accreditation program was named Verified-Accredited Wholesale Distributors (VAWD). Since the original accreditation requirement, NABP has change the name of their program to Drug Distributor Accreditation. Additionally, a second program has been initiated by the National Coalition for Drug Quality and Security (NCDQS) to provide accreditation for entities within the drug supply chain (named “Quality and Security” or “QAS” accreditation). The Board recognizes the new accreditation program as a sufficiently equivalent alternative to the NABP accreditation program. The amendments allow a wholesale distributor or 3PL to attain accreditation with either identified accreditation program, or another accreditation program approved by the Board.

Motion by Brett Barker, second by Gayle Mayer, to adopt. Motion approved unanimously.

8. Proposed for Adoption and Filing to amend Chapter 16, "Nuclear Pharmacy Practice" (ARC 5194C)

The amendment requires nuclear pharmacies to comply with the minimum standards identified in the United States Pharmacopeia General Chapter 825, which applies to radiopharmaceuticals and will be official December 1, 2020.

Motion by Gayle Mayer, second by Brett Barker, to adopt. Motion passed unanimously.

9. Proposed for Adoption and Filing to amend Chapter 10, "Controlled Substances" (ARC 5195C)

The amendments to rule 657—10.39(124) make temporary amendments to the Iowa Code for scheduling action in the Iowa Controlled Substances Act to match similar action taken by the federal Drug Enforcement Administration. The amendments add one substance (synthetic opioid) to Schedule I and remove FDA-approved cannabidiol products containing less than 0.1 percent tetrahydrocannabinol (THC).

The amendments add two subrules to current rule 657—10.39(124). The new subrules may be renumbered upon adoption as 10.39(4) and 10.39(5) to conform to the hierarchy of the new rule 657—10.39(124) proposed in ARC 5155C, IAB 8/26/20.

Motion by Gayle Mayer, second by Brett Barker, to adopt. Motion passed unanimously.

10. Proposed for Notice of Intended Action to amend Chapter 10, "Controlled Substances" to place into the Iowa controlled substances Act two substances similarly scheduled by federal DEA

Motion by Brett Barker, second by Gayle Mayer, to file for Notice of Intended Action. Motion approved unanimously.

11. Proposed for Notice of Intended Action to amend Chapter 37, "Iowa Prescription Monitoring Program" to implement changes to Iowa Code made during the 2020 Legislative Session (Senate File 2120)

Motion by Brett Barker, second by Gayle Mayer, to file for Notice of Intended Action. Motion approved unanimously.

12. Proposed for Notice of Intended Action to adopt new Chapter 31, "Criminal Convictions" and amend Chapter 2, "Pharmacist Licenses," Chapter 33, "Military Service and Veteran Reciprocity," and Chapter 36, "Discipline" to implement changes to Iowa Code made during the 2020 Legislative Session (House File 2627), remove the requirement that a pharmacist license transfer candidate transfer the original license by examination, and require a federal background check when a pharmacist seeks license reactivation or reinstatement

Motion by Brett Barker, second by Dane Nealson, to file for Notice of Intended Action. Motion approved unanimously.

13. Proposed for Notice of Intended Action to amend Chapter 3, "Pharmacy Technicians," and Chapter 6, "General Pharmacy Practice" to modify registration requirements and the renewal period for registration, implement a \$15 fee for written verification of a registration, simplify language relating to delegation of technical functions, prohibit license holders from requiring a supervising pharmacist to delegate functions to a technician against the pharmacist's professional judgment, require reporting to the board of criminal convictions or disciplinary action, and other non-substantive changes as part of an overall 5-year review

Motion by Brett Barker, second by Gayle Mayer, to file for Notice of Intended Action. Motion approved unanimously.

14. Proposed for Notice of Intended Action to amend Chapter 5, "Pharmacy Support Persons" to modify registration requirements, modify the structure and penalties of late renewal and reactivation to match structure implemented for other licenses and registrations of the board, implement a \$15 fee for written verification of a registration, simplify language relating to delegation of nontechnical functions, prohibit license holders from requiring a supervising pharmacist to delegate functions to a pharmacy support person against the pharmacist's professional judgment, require reporting to the board of criminal convictions or disciplinary action, and other non-substantive changes as part of an overall 5-year review

Motion by Gayle Mayer, second by Brett Barker, to file for Notice of Intended Action. Motion approved unanimously.

Administrative Hearing**2020-0087 Aaron Kirkendall, Technician Trainee 29822, Cuba City, WI**

At 1:01 p.m., Rachel Morgan, Administrative Law Judge, Department of Inspections and Appeals opened the record. Assistant Attorney General Laura Steffensmeier represented the State. Mr. Kirkendall was not present, nor was represented by an attorney. The session was conducted in the presence of the Board and was open to the public.

The Board reviewed the materials presented and testimony from Compliance Officer Jim Wolfe.

Brett Barker moved at 1:20 p.m., to move to closed session pursuant to Iowa Code section 21.5(1)(f), to discuss the decision to be rendered in a contested case conducted according to the provisions of Iowa Code chapter 17A, with Gayle Mayer seconding it. The motion was accepted unanimously by roll call vote.

At 1:26 p.m., the Board returned to open session.

Motion by Brett Barker, second by Dane Nealson, to direct Administrative Law Judge Morgan to draft the Order consistent with the Board's deliberation in the case 2020-0087, Aaron Kirkendall. Motion passed unanimously.

Closed Session

Dane Nealson moved at 2:49 p.m. to move to closed session with Gayle Mayer seconding it. The motion was approved unanimously by roll call vote.

At 5:12 p.m., the Board returned to open session.

Recess until 9:00 a.m. on Wednesday, November 18, 2020.

**November 18, 2020
Open Session Minutes**

Members Present

Jason Hansel, Chair
Brett Barker, Vice-chair
Gayle Mayer
Edward McKenna
Dane Nealson
Joan Skogstrom
Kathy Stone

Members Absent

Sherill Whisenand

Staff Present

Andrew Funk, Executive Director

Mitch Barnett, Associate Director of PMP
Laura Steffensmeier, Assistant Attorney General
Amanda Woltz, Administrative Assistant
Elizabeth Orput, Pharmacist-intern
Emily Albers, Pharmacist-intern

Compliance Officers

Christie Carlson
Curt Gerhold
Mark Mather
Sue Mears
Jean Rhodes
Dan Sedlacek
Jennifer Tiffany
Jim Wolfe

At 9:09 a.m., on Wednesday, November 18, 2020, Jason Hansel, Chair, called the meeting of the Iowa Board of Pharmacy to order.

At 09:09 a.m., on a motion by Brett Barker, seconded by Dane Nealson, the Board voted unanimously by roll call vote to move into closed session pursuant to Iowa Code section 21.5(1)(a), to review or discuss records which are required or authorized by state or federal law to be kept confidential; pursuant to Iowa Code section 21.5(1)(d), to discuss whether to initiate licensee disciplinary investigations or proceedings; pursuant to Iowa Code section 21.5(1)(f), to discuss the decision to be rendered in a contested case conducted according to the provisions of Iowa Code chapter 17A; and pursuant to Iowa Code section 21.5(1)(h), to avoid disclosure of specific law enforcement matters, such as allowable tolerances or criteria for the selection, prosecution, or settlement of cases, which if disclosed would facilitate disregard of requirements imposed by law.

At 10:39 a.m., the Board returned to open session. In open session the following actions were taken:

1. Licensure Request – Jasmine Gunti

Motion by Dane Nealson, second by Brett Barker, to approve the request as discussed in closed session. Motion passed unanimously.

2. Closed Session Minutes

Motion by Brett Barker, second by Dane Nealson, to approve the Closed Session Minutes of the August 26, 2020, meeting as presented. Motion approved unanimously.

3. Close With No Further Action

Motion by Brett Barker, second by Joan Skogstrom, to close with no further action the following investigative files in complaint numbers: 2019-0203, 2020-0061, 2020-0034, 2020-0048, 2020-0097, 2020-

0115, 2020-0122, 2020-0107, 2020-0108, 2020-0125, 2020-126, 2020-0127, 2020-0135, 2020-0113, 2020-0130, and 2020-0134. Motion approved unanimously.

4. Close With No Further Action

Motion by Brett Barker, second by Dane Nealson, to close with no further action the following investigative file: 2020-0118. Motion passed unanimously with Kathy Stone abstaining.

5. Administrative Warning

Motion by Ed McKenna, second by Brett Barker, to issue an administrative warning to the pharmacy in 2020-0123 and the pharmacist in 2020-0101. Motion passed unanimously.

6. Letter of Education

Motion by Brett Barker, second by Ed McKenna, to issue a letter of education to the pharmacy in 2020-0131. Motion approved unanimously.

7. Settlement Agreement & Final Order

Motion by Brett Barker, second by Dane Nealson, to approve the Settlement Agreement and Final Order in the following case. Motion approved unanimously.

A. 2020-0031 Cori Johnson, PSP, Registration 4715, Decorah

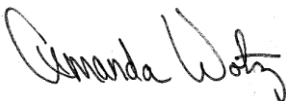
8. Combined Statement of Charges, Settlement Agreement, and Final Order

Motion by Dane Nealson, second by Ed McKenna, to approve the Combined Statement of Charges, Settlement Agreement, and Final Order in the following cases. Motion approved unanimously.

A. 2020-0073 Nicole Barrett, CPhT, Registration 29669

B. 2020-0078 Phillip Markham, DDS, CSAR 1417713

Adjournment



Amanda Woltz, Administrative Assistant and Recording Secretary



Andrew Funk
Executive Director



Jason Hansel
Board Chair

APPROVED THIS 16th DAY OF December, 2020